

**UNITED STATES DISTRICT COURT  
WESTERN DISTRICT OF MICHIGAN  
NORTHERN DIVISION**

**FILED**  
March 22, 2023 11:13 AM  
CLERK OF COURT  
U.S. DISTRICT COURT  
WESTERN DISTRICT OF MICHIGAN  
BY: mlc SCANNED BY: *mlc*

**COMPLAINT**

**2:23-cv-51**  
**Paul L. Maloney**  
**United States District Judge**

**I. Defendants:**

**1. Michael T. Edwards**  
1029 Gornick Ave., Suite 102  
Gaylord, MI 49735  
(989) 732-5500  
Mike@EdwardsAtLaw.com

**2. Jocelyn K. Fabre**  
2175 Shunk Road  
Sault Ste. Marie MI 49783  
906-635-4963  
jfabry@saulttribe.net

(the address, etc., given above is the Defendant's last known address [the Tribal Court] and is being used under Rule 5(b)(C): I believe that Defendant Fabre should provide the Court, and me, with non-employer [or lawyer] contact information as this case moves forward).

**II. Statement of claim.**

I filed an "election challenge" in the Sault Ste. Marie Tribe of Chippewa Indians Tribal Court on 12-16-21 (Case # GCV-21-02). Defendant Fabre was the Tribal Court Judge for this case; Defendant Edwards was the Tribe's Election Commission Legal Counsel at the time. The Election Commission was the Defendant in this case.

**At no time during this litigation did the Court (Fabre) send me a "Notice of Hearing." Additionally, at no time during this litigation did the Court send me the access information that I would need to attend a hearing via Zoom.** I knowingly and willingly make this statement, which can be verified through discovery, under penalty of perjury (signature below).

It must be noted that neither Defendant could have deprived me of my Constitutional rights alone; only a conspiracy between the Defendants could have effectuated the failure to "notice" me of an alleged "Hearing" in this Tribal Court case.

Consequently, this Complaint alleges that the Defendants conspired to deprive me of my 14<sup>th</sup> Amendment Constitutional rights to due process and equal protection by failing to “notice” me of an alleged “hearing,” resulting in not only a violation of my 14<sup>th</sup> Amendment rights, but the 14<sup>th</sup> Amendment rights of my clients (about 30,000 Sault Tribe members), as well.

The 14<sup>th</sup> Amendment right to a hearing is a basic aspect of the duty of government to follow a fair process of decision making when it acts to deprive a person of a liberty interest .... the notice of hearing and the opportunity to be heard must be granted at a meaningful time and in a meaningful manner. Amdt14.S1.5.4.4

### **III. Relief.**

I seek damages of at least \$1,000,000, from the Defendants’ personal funds, in compensation for damage to my reputation and the loss of income suffered by me as a consequence of the Defendants’ willful and knowing failure to “notice” me of the alleged “hearing” in a clear and malicious violation of my 14<sup>th</sup> Amendment rights, and those of the 30,000+ clients I represented in the case in Tribal Court, which deprived us of our Constitutional rights to due process and equal protection, and impose any penalties and/or fines that the Court feels are equitable and just under Title 18 U.S.C. Section 242.

Philip C. Bellfy, PhD

Plaintiff's Signature

Date 3-8-23



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SAULT 49783

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SAULT SAINTE MARIE, MI 49855